

(b) CLASSIFIED ANNEX.—The report submitted under subsection (a) shall be submitted in unclassified form, but may include a classified annex.

SA 1800. Mr. TILLIS submitted an amendment intended to be proposed by him to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title II of division E, add the following:

SEC. 5214. MEMBERSHIP OF THE COMMITTEE ON FOREIGN INVESTMENT IN THE UNITED STATES.

Section 721(k)(2) of the Defense Production Act of 1950 (50 U.S.C. 4565(k)(2)) is amended—

(1) by redesignating subparagraphs (H) through (J) as subparagraphs (I) through (K), respectively; and

(2) by inserting after subparagraph (G) the following:

“(H) The Secretary of Agriculture.”.

SA 1801. Mr. WICKER (for himself, Mrs. SHAHEEN, and Mrs. HYDE-SMITH) submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

On page 260, strike lines 11 and 12 and insert the following:

“(J) a cooperative extension; and

“(K) Engineer Research and Development Center laboratories of the Army Corps of Engineers.

SA 1802. Mr. RUBIO (for himself, Mr. BURR, Mr. RISCH, Mr. BLUNT, Mr. COTTON, Mr. CORNYN, and Mr. SASSE) submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. —. COUNTERINTELLIGENCE AND NATIONAL SECURITY PROTECTIONS.

(a) COUNTERINTELLIGENCE SCREENING PROCESS.—

(1) ESTABLISHMENT.—The Director of National Intelligence, the Director of the Na-

tional Counterintelligence and Security Center, and the Director of the Federal Bureau of Investigation shall jointly establish a counterintelligence screening process to protect the United States against efforts of China and other foreign entities to engage in economic espionage and to misappropriate United States intellectual property, research and development, and innovation efforts.

(2) FUNCTIONS.—Subject to the joint direction and control of the Director of National Intelligence, the Director of the National Counterintelligence and Security Center, and the Director of the Federal Bureau of Investigation, the counterintelligence screening process established under paragraph (1) shall assess and screen all funds provided under this Act (including grants awarded under this Act) for potential national security threats.

(3) FUNDING.—Amounts required to carry out the process established under paragraph (1) shall be derived from amounts appropriated to carry out this Act.

(b) PROTECTIONS.—

(1) CERTIFICATION REQUIRED FOR RECEIPT OF AMOUNTS.—Notwithstanding any other provision of this Act, no person may receive any amount (including an amount as part of a grant awarded under this Act) or purchase, lease, or otherwise obtain any intellectual property developed through a grant awarded under this Act, unless the Director of National Intelligence, the Director of the National Counterintelligence and Security Center, and the Director of the Federal Bureau of Investigation jointly certify that the person has sufficient protections in place to protect against misappropriation of United States intellectual property, research and development, and innovation efforts, and other threats from foreign governments and other entities.

(2) CERTIFICATION REQUIREMENTS.—Notwithstanding any other provision of this Act, no certification may be made under paragraph (1) with respect to a person unless such person discloses to the Director of National Intelligence, the Director of the National Counterintelligence and Security Center, and the Director of the Federal Bureau of Investigation the following:

(A) Any funding received by the person from a foreign source during the most recent 10-year period.

(B) Any financial or in-kind support received by the person from any entity—

(i) owned or controlled by the Government of the People's Republic of China; or

(ii) in which the Government of the People's Republic of China has an ownership interest.

(C) Any participation of the person in a foreign government talent recruitment program, consistent with section 2303.

SA 1803. Mr. DURBIN (for himself and Mr. CASSIDY) submitted an amendment intended to be proposed to amendment SA 1502 proposed by Mr. SCHUMER to the bill S. 1260, to establish a new Directorate for Technology and Innovation in the National Science Foundation, to establish a regional technology hub program, to require a strategy and report on economic security, science, research, innovation, manufacturing, and job creation, to establish a critical supply chain resiliency program, and for other purposes; which was ordered to lie on the table; as follows:

Strike paragraph (3) of section 4153(f) and insert the following:

(3) STRATEGIC NATIONAL STOCKPILE.—Section 319F-2(a) of the Public Health Service

Act (42 U.S.C. 247d-6b(a)) is amended by adding at the end the following:

“(6) TRANSFER OF ITEMS.—

“(A) IN GENERAL.—During the 6-year period that begins on the date of enactment of this paragraph, the Secretary, in coordination with the Secretary of Homeland Security, may, at appropriate intervals, sell or transfer drugs, vaccines and other biological products, medical devices, or other supplies maintained in the stockpile under paragraph (1) to a Federal agency or private, nonprofit, State, local, tribal, or territorial entity.

“(B) REQUIREMENTS.—In carrying out subparagraph (A), the Secretary—

“(i) shall, on a regular basis, assess the stock of such equipment and communicate to manufacturers and suppliers of such equipment to the stockpile under paragraph (1) if such assessment indicates that there will be an increased need for such equipment;

“(ii) shall, for any sale or transfer or any such equipment, do so at a competitive and fair price, as determined by the Secretary, taking into account the current market pricing for the applicable equipment and the operational budget for the stockpile;

“(iii) shall, prior to any sale of such equipment in the commercial market, including a sale to a private or nonprofit entity described in subparagraph (A), provide adequate notification to relevant manufacturers, distributors, or other appropriate entities in order to mitigate any commercial disruption from such sale;

“(iv) may enter into a contract or cooperative agreement with an entity that has expertise in supply chain logistics and management, including a group purchasing organization or medical product distributor, to carry out activities described in this paragraph, which may include facilitating timeliness, logistical assistance, appropriate pricing, and to determine appropriate amounts of such equipment; and

“(v) may, for purposes of meeting the goals described in subparagraph (A), and to promote efficient and predictable operations of the stockpile while mitigating the risk of product expiration or shortages, enter into arrangements, through a competitive bidding process, with one or more manufacturers or such products to establish and utilize revolving stockpiles of such products managed and operated by such manufacturer.

“(C) REVOLVING STOCKPILE ARRANGEMENTS.—Under an arrangement described in subparagraph (B)(v)—

“(i) the manufacturer (or a subcontractor or agent of the manufacturer)—

“(I) shall—

“(aa) produce or procure such equipment for the stockpile under paragraph (1);

“(bb) maintain constant supply, possession, and re-stocking capacity of such equipment in such quantities as the Secretary requires for purposes of the stockpile under paragraph (1); and

“(cc) fulfill or support the deployment, distribution, or dispensing functions of the stockpile at the State and local levels, consistent with paragraph (3); and

“(II) may sell or transfer such equipment for the purposes of the manufacturer's existing inventory and commercial contracts; and

“(ii) the Secretary shall pay a management fee, which may include compensation to the manufacturer for such equipment, as appropriate.

“(D) COMPENSATION TO HHS.—In the case of a sale or transfer of such equipment to an entity described in subparagraph (A), the proceeds from the sale shall be transferred to the Secretary and be made available, without further appropriation, until expended, for purposes of procuring such equipment for the stockpile under paragraph (1).”.